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FROM DIRECTORS OFFICE

J Mark Holland & Associates  
3 civic Plaza Suite 210  
Newport Beach, CA 92660

SEP 01 2004

TECHNOLOGY CENTER 3600

In re Application of :  
Dan W.C. Delmer : DECISION ON PETITION  
Application No. 09/904,975 : TO WITHDRAW THE  
Filed: July 12, 2001 : HOLDING OF ABANDONMENT  
For: COUPLING FOR PIPE, AND RELATED  
METHODS

This is in reply to applicants' response, taken as a Petition to Withdraw the Holding of Abandonment under 37 CFR 1.181 filed in the United States Patent and Trademark Office on June 14, 2004.

The petition is DISMISSED.

A review of the file record indicates that the application was held abandoned for failure to timely file a proper response to the Office action dated November 19, 2003 and a Notice to that effect was mailed on June 18, 2004.

Applicant includes a response filed by facsimile transmission. The copy of the response includes a Certificate of Transmission dated January 20, 2004.

Any petition to withdraw the holding of abandonment based upon a Certificate of Transmission by facsimile must include the following requirements:

- (1) A copy of the original response bearing a signed Certificate of Transmission which includes the date of signing; and
- (2) A statement under 37 CFR 1.8(b)(3) attesting to the personal knowledge of transmitting the original response on the date indicated on the Certificate of Transmission (see 37 CFR 1.8 and MPEP 512).

While meeting requirement (1) above the petition fails, under requirement (2), to also include a statement under 37 CFR 1.8(b)(3) attesting to the personal knowledge of sending the original response by facsimile transmission on the date indicated on the certificate, by the person who signed the certificate.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(b) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition to Withdraw the Holding of Abandonment Under 37 CFR 1.81."



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Steven N. Meyers  
Special Programs Examiner  
Patent Technology Center 3600  
(703) 308-3868

SNM/vdb: 8/18/04